



Minutes of June 18, 1969, continued

of the hearing was closed. On motion of Councilman Culbertson, Brown second, the City Council introduced Ordinance No. 902 rezoning Lots 5, 6 and 7 of Block 1, City of Lodi, to be in the C-2, General Commercial District.

JAYCEES -  
SALE OF  
BEER AT  
LAKE PARK

Mr. Don Crews, 2005 Corbin Lane, representing the Lodi Junior Chamber of Commerce, spoke, explaining that the Lodi Jaycees were hosting a Centennial Funday at the Lodi Lake Park on June 22. He requested permission from the Council for the Jaycees to sell beer at the Lake Park on that day. Mr. Crews stated that arrangements had been made for cleanup of the Park after the celebration. After discussion, the Council agreed the permit should be granted to the Jaycees since it is the City's Centennial year. Councilman Hunnell then moved the request for permission to sell beer at Lodi Lake Park on June 22, 1969 be granted subject to the following conditions: (1) that only draft beer be served at two stands for one day, June 22, 1969; and (2) that the Jaycees keep the premises orderly and clean up at the conclusion of the celebration. The motion was seconded by Councilman Brown and carried by unanimous vote.

PLANNING COMMISSION

The following actions of the City Planning Commission at its meeting of June 9, 1969 were reported:

1. Denied the request of Mr. Thomas J. Doyle by Mr. Robert Mertz for a change in zoning for parcels located at the southeast corner of West Lodi Avenue and South Ham Lane from the R-1, Single-Family Residential District to the C-1, Neighborhood Commercial District.
2. Approved the request of Mr. E. S. Hannebeyer for variances (1) to permit required off-street parking in an interior side yard on the front one-half of the lot and (2) to reduce the required rear yard from 7 1/2 feet to 5 feet at the southeast corner of South Stockton Street and Poplar Street in an area zoned R-MD, Medium Density Multiple-Family Residential District.

COMMUNICATIONS

ABC LICENSE

The following notices of application for alcoholic beverage license were read:

1. Person-to-person transfer, temporary license, Ted K. Yamada, Lodi Baseball Club, 350 N. Washington Street, on-sale beer seasonal.

Minutes of June 18, 1969, continued

2. Person-to-person transfer, temporary license, Bertha and Lupe G. Perez, Uruapan Cafe, 8 South Main Street, on-sale beer and wine eating place.

LEGISLATION

A letter was received from the Town of Emeryville stating that Assembly Bill 2057 and Senate Bills 347 and 839 were scheduled for hearing by the Senate Finance Committee on Thursday, June 19, 1969. The letter requested the City Council contact members of the Committee and ask for opposition to these bills. The bills concern the San Francisco Bay and indicate a possible encroachment upon home rule. At its meeting of May 21, 1969 the Council adopted a resolution opposing all legislation which directly or indirectly call for the encroachment upon home rule. A copy of the resolution had been sent to both Senator Alan Short and Assemblyman Robert Monagan. The Council directed the Manager to contact Senator Short prior to the hearing on June 19.

APPEAL -  
THOMAS J.  
DOYLE

A letter was read from Mr. Robert Mertz representing Thomas J. Doyle appealing the decision of the City Planning Commission in denying his request for a change in zoning for parcels located at the southeast corner of West Lodi Avenue and South Ham Lane from the R-1, Single-Family Residential District to the C-1, Neighborhood Commercial District. On motion of Councilman Culbertson, Brown second, the matter was set for public hearing on August 6, 1969.

LIBRARY

The City Clerk reported that correspondence had been received from sixteen residents urging the expansion of the Library facilities.

CITY CAB  
TAXI STAND

A letter was read from the City Cab Company requesting a taxi stand with a phone to be located on the west side of South School Street between Pine and Walnut Streets. The matter was referred to the staff for recommendation.

COMPLAINT -  
NOISE FROM  
COOLING  
DEVICE

A letter was read from Harold E. Atherstone, 8 North Wellington Way, requesting the City Council take action to control the sound output of cooling devices within the City of Lodi. The letter was referred to the City Attorney for reply.

CFSIC

City Manager Graves reported he had received a letter from the California Farmer-Consumer Information Committee requesting that the City send a representative to its annual meeting to be held June 21, 1969. The City Councilmen as well as the City Manager were unable to attend due to prior commitments.

Minutes of June 18, 1969, continued

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$437,205.48 were approved on motion of Councilman Brown, Hunnell second.

LIBRARY  
BUDGET

The City Manager explained that the City Librarian had requested the Council to review the Library budget at this time since he would be out of town when budgets are scheduled for review. The Council agreed and Mr. Lewis Singer, Vice President of the Library Board presented the 1969-70 Library Budget for Council approval. After review, on motion of Councilman Culbertson, Brown second, the Council approved the Operating Budget for the Library for fiscal 1969-70, as submitted.

SIDEWALK  
IMPROVEMENT  
POLICY

City Manager Graves presented for discussion the proposed resolution designed to accomplish sidewalk installation throughout the City within a period of ten years. A copy of the resolution had been sent to each of the Councilmen and published in the Lodi News Sentinel prior to the meeting. The Council reviewed the proposed resolution and suggested the following changes to it:

- (1) The program will be voluntary for the first five years;
- (2) the City will provide necessary financing in accordance with the Streets and Highways Code, Section 5895, to only those residents who can demonstrate a financial hardship;
- (3) the interest rate is to be 2% per annum for the first three years of the program; and
- (4) provision be made for application of Streets and Highways Code, Section 5870 et seq., in those situations where public health, safety and/or convenience require installation of said improvement.

Mrs. Manuel Silva, 330 Kristmont Street and Mrs. Roberta Neushaffer, 13669 North Cherokee Lane, then spoke on the sidewalk proposal.

After further discussion by the Council, Councilman Culbertson moved the staff redraft the proposed resolution to include the above suggested changes and the matter be continued to the meeting of July 2. The motion was seconded by Councilman Hunnell and carried with Councilman Brown voting no.

RECESS

At 10:00 p.m. the Vice Mayor declared a five-minute recess.

Minutes of June 18, 1969, continued

AWARD -  
TURNER RD  
WIDENING

RES. NO. 3274

Only one bid was received for the Turner Road Widening (McLane Substation site). The bid was from Claude C. Wood Company in the amount of \$11,280. The City Manager recommended the award be made to Claude C. Wood Company for the amount of the bid. On motion of Councilman Culbertson, Brown second, the City Council adopted Resolution No. 3274 awarding the Turner Road widening to Claude C. Wood Company for a total of \$11,280.

PLANS & SPECS -  
WELL #15

City Manager Graves presented plans and specifications for drilling and testing of a reverse circulation, rotary-type well at Well Site No. 15. On motion of Councilman Brown, Culbertson second, the plans and specifications were approved and calling for bids thereon authorized.

ROBBY'S  
SWIMMING  
POOL

At the meeting of March 19 the Council referred the matter of the purchase of Robby's swimming pool to the staff for study. The City Manager reported that the Recreation and Parks Commission had studied the matter and had recommended the City purchase the pool. Mr. Graves then explained that the high school facility planned for this area may provide a pool which could be used in conjunction with the City's recreation program. He also pointed out the problem of inadequate access to the pool and recommended that the City not purchase the property. After discussion, Councilman Hunnell moved that discussion of the matter be continued to the meeting of July 2, 1969 so that the Council might have an opportunity to visit and observe the facility. The motion was seconded by Councilman Culbertson and carried by unanimous vote.

PROGRESS  
REPORT  
BASIN A-2

City Manager Graves reported on the status of Basin A-2. He stated that after discussion with officials of the Lodi Unified School District regarding the location of the basin, he would recommend the location of the basin site remain as originally proposed. He reported that the appraisal had been completed and the property valued at \$4500 per acre. The City Manager then presented an offer from the Westmont Development Company proposing to sell to the City land for Basin A-2 at \$4500 per acre, plus closing costs. The offer also included excavation of the basin to City specifications at no cost to the City. After discussion of the offer, Councilman Culbertson moved the City Council authorize purchase of 16+ acres at \$4500 per acre, plus the closing costs. The motion was seconded by Councilman Brown. After further discussion, on motion of Councilman Culbertson, Councilman Brown second, the motion was amended to include that the seller would have the basin excavated to City specifications at no cost to the City. The motion as amended then carried by unanimous vote.

Minutes of June 18, 1969, continued

<p>BISCHEL ADDN WITHDRAW FROM MRCFPD RES. NO. 3275</p>	<p>Annexation of the Bischel Addition having been completed, on motion of Councilman Culbertson, Hunnell second, the City Council adopted Resolution No. 3275 withdrawing the Bischel Addition from the Mokelumne Rural County Fire Protection District.</p>
<p>STATE EXAMINING SERVICES  RES. NO. 3276</p>	<p>Mr. Graves recommended that the City renew its contract with the Cooperative Personnel Services, California State Personnel Board, providing for examination services to the City. On motion of Councilman Hunnell, Brown second, the Council adopted Resolution No. 3276 approving the contract and authorizing its execution by the City Manager on behalf of the City.</p>
<p>DELINQUENT ASSESSMENT CORINTH AVE.  RES. NO. 3277</p>	<p>On motion of Councilman Culbertson, Brown second, the Council adopted Resolution No. 3277 providing for the collection of one delinquent assessment for the street light construction on the Corinth Avenue Street Lighting District by the County Tax Collector.</p>

#### ORDINANCES

<p>AMEND SIGN ORD.  ORD. NO. 900 ADOPTED</p>	<p>ORDINANCE NO. 900, entitled, "AN ORDINANCE AMENDING SECTION 27-13 (h) OF THE CODE OF THE CITY OF LODI THEREBY CHANGING THE REGULATIONS FOR SIGNS IN THE C-S, COMMERCIAL SHOPPING; C-1, NEIGHBORHOOD COMMERCIAL; C-2, GENERAL COMMERCIAL AND M, INDUSTRIAL DISTRICTS," having been introduced at the meeting of June 4, 1969, was brought up for passage on motion of Councilman Brown, Culbertson second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:</p>
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Ayes: Councilmen - BROWN, CULBERTSON,  
HUNNELL and SCHAFFER

Noes: Councilmen - None

Absent: Councilmen - KIRSTEN

<p>APPROVE EXPENDITURE RE COURT CASE</p>	<p>On motion of Councilman Hunnell, Brown second, the Council approved an expenditure of \$100 to be paid to Rutan and Tucker, Attorneys for the City's participation as amicus curiae in the appeal of the case of Bishop vs. San Jose which case, unless reversed, will require cities to pay wages to employees equal to that established by unions under their prevailing wage scale.</p>
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SCHAFFER -  
FOLSOM SOUTH  
CANAL

Vice Mayor Schaffer reported on his recent trip to Washington, D. C. where he attended hearings concerning the Folsom South Canal project.

Minutes of June 18, 1969, continued

ADJOURNMENT

There being no further business, the Vice Mayor  
adjourned the meeting at approximately 11:00 p.m.

  
ATTEST: BESSIE L. BENNETT  
City Clerk